

U. S. P. units of vitamin D, and less than 6.7 milligrams of niacin, the amounts declared on the label.

Honeyvite liquid. Misbranding, Section 403 (a), the statement "Each cc Contains Vitamin A 5000 USP Units" borne on the bottle label was false and misleading since the article contained less than 5,000 U. S. P. units of vitamin A per cc.

DISPOSITION: April 24, 1952. The defendants having entered pleas of guilty, the court imposed a fine of \$150 against each defendant, together with costs.

18300. Adulteration and misbranding of Nutone capsules. U. S. v. 86 Bottles

* * *. (F. D. C. No. 31230. Sample Nos. 10143-L, 10147-L.)

LABEL FILED: June 29, 1951, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about March 2, 1951, by the Midwest Chemical Development Corp., from Cleveland, Ohio.

PRODUCT: 8 1,000-capsule bottles and 78 100-capsule bottles of Nutone capsules at Detroit, Mich.

RESULTS OF INVESTIGATION: The product was shipped in a drum, and after its receipt by the consignee, the product was repackaged into bottles and relabeled.

LABEL, IN PART: (Drum) "New Triton"; (bottle) "Nutone Capsules."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the statement on the drum and bottle labels "Each capsule contains * * * Vitamin D 400 U. S. P. Units" was false and misleading as applied to an article which contained less than the stated amount of vitamin D.

The article was adulterated and misbranded in the above respects when introduced into, while in, and while held for sale after shipment in, interstate commerce.

DISPOSITION: August 14, 1951. Default decree of condemnation and destruction.

INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 18251 TO 18300

PRODUCTS		F. N. J. NOS.	
	N. J. No.		N. J. No.
Almonds, shelled	18289	Corn grits	18266
Apple butter	18278	meal	18255
Apricot jam	18277	Dairy products	18269-18272
Artichokes, frozen	18279	Da-Lees, Special, tablets	18299
Bakery products	18254	Enriched flour	18262
Beets, canned	18280, 18281	Flavors. See Spices, flavors, and	
Blueberries, canned	18273	seasoning materials.	
Bread and rolls	18254	Flour	18256-18262
Brewers flakes	18267	Fruits and vegetables	18273-18288
Butter	18269, 18270	fruit, canned	18273, 18274
Candy	18251-18253	frozen	18275
Cereals and cereal products	18254-18268	preserves and fruit	
Cheese, skim-milk	18271	butter	18276-18278
Cherry preserves, canned	18276	tomatoes and tomato prod-	
		ucts	18283-18288
		vegetables	18279-18282

(18278) Prosecution contested.

FEDERAL SECURITY AGENCY

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

18301-18350

FOODS

The cases reported herewith were instituted in the United States district courts by the United States attorneys, acting upon reports submitted by the Federal Security Agency. Published by direction of the Federal Security Administrator.

CHARLES W. CRAWFORD, *Commissioner of Food and Drugs.*

WASHINGTON, D. C., September 5, 1952.

CONTENTS

	Page		Page
Cereals and cereal products.....	130	Fruits and vegetables—Continued	
Flour.....	130	Vegetables.....	141
Miscellaneous cereals and ce- real products.....	132	Tomatoes and tomato prod- ucts.....	142
Dairy products.....	133	Nuts.....	144
Butter.....	133	Spices, flavors, and seasoning materials.....	145
Feeds and grains.....	135	Vitamin, mineral, and other products of special dietary significance.....	145
Fish and shellfish.....	135	Index.....	147
Fruits and vegetables.....	140		
Dried fruit.....	140		
Fresh fruit.....	140		
Frozen fruit.....	140		

CEREALS AND CEREAL PRODUCTS**FLOUR**

Nos. 18301 to 18306 report actions involving flour that was insect- or rodent-infested, or both.

18301. Adulteration of flour. U. S. v. 42 Bags, etc. (F. D. C. No. 32064. Sample Nos. 31143-L to 31146-L, incl.)

LIBEL FILED: November 8, 1951, Western District of Tennessee.

ALLEGED SHIPMENT: On or about September 12, 20, and 27, 1951, from Shawnee, Okla.

PRODUCT: Flour. 242 50-pound bags and 160 100-pound bags at Memphis, Tenn.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: November 27, 1951. The Shawnee Milling Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be denatured for use as hog feed, under the supervision of the Food and Drug Administration.

18302. Adulteration of flour. U. S. v. 18 Bags * * *. (F. D. C. No. 32079. Sample No. 18808-L.)

LIBEL FILED: November 7, 1951, Southern District of Iowa.

ALLEGED SHIPMENT: On or about September 14, 1951, from Kansas City, Mo.

PRODUCT: 18 100-pound bags of flour at Des Moines, Iowa, in possession of the Central Flour & Feed Co.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 12, 1951. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution, for use as animal feed.

18303. Adulteration of flour. U. S. v. 38 Bags, etc. (F. D. C. No. 32041. Sample Nos. 22128-L to 22130-L, incl.)

LIBEL FILED: October 23, 1951, Southern District of Mississippi.

ALLEGED SHIPMENT: On or about February 13, May 28, and June 30, 1951, from Fort Worth, Tex.

PRODUCT: 158 25-pound bags and 244 10-pound bags of flour at Gulfport, Miss.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects. The article was adulterated while held for sale after shipment in interstate commerce.